## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

In re:

THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et al.*,

Debtors.<sup>1</sup>

In re:

THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO.

as representative of

PUERTO RICO HIGHWAYS AND TRANSPORTATION AUTHORITY

Debtor.

ASSURED GUARANTY CORP, et al.,

Plaintiffs,

-v-

COMMONWEALTH OF PUERTO RICO, et al.,

Defendants.

PROMESA Title III

Case No. 17-03283 (LTS)

(Jointly Administered)

PROMESA Title III

Case No. 17-03567 (LTS)

(Joint Administration Requested)

Filed in Adv. Proc. No. 17-155-LTS in 17 BK 3283

Filed in Adv. Proc. No. 17-156-LTS in 17 BK 3567

### INFORMATIVE MOTION AND NOTICE OF REQUEST

<sup>&</sup>lt;sup>1</sup> The Debtors in these Title III Cases, along with each Debtor's respective Title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); and (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17 BK 3284) (Last Four Digits of Federal Tax ID: 8474).

# TO BE HEARD OF NATIONAL PUBLIC FINANCE GUARANTEE CORPORATION REGARDING PROCEDURES FOR ATTENDANCE, PARTICIPATION AND OBSERVATION OF JUNE 28-29, 2017, OMNIBUS HEARING

#### TO THE HONORABLE COURT:

National Public Finance Guarantee Corporation ("National"), a party in interest in the above-referenced cases (together, the "Title III Cases"), by and through its undersigned counsel, respectfully states as follows:

- 1. National requests to be heard at the omnibus hearing on certain motions in the above-captioned cases and the pretrial conference in certain related adversary proceedings (the "Hearing") to be held in the Title III Cases by the Court beginning on June 28, 2017. National will be represented at the Hearing by Eric Pérez-Ochoa of Adsuar Muñiz Goyco Seda & Pérez-Ochoa, P.S.C., and by Marcia L. Goldstein, Salvatore A. Romanello, Jonathan Polkes and Kelly DiBlasi from the New York, New York office of Weil, Gotshal & Manges LLP.
- 2. National's legal representatives will appear in person in Courtroom 2 of the United States District Court for the District of Puerto Rico, 150 Carlos Chardón Street, Federal Building, San Juan, Puerto Rico 00918-1767.
- 3. National appears to be heard in connection with (i) Motion of Debtors for Order Approving Procedure to Resolve Commonwealth-COFINA Dispute (Docket No. 303); (ii) Debtors' Status Report Regarding (A) Financial Disclosure to Creditors and (B) Status of Settlement Discussions (Docket No. 350); and (iii) Preliminary Pre-Trial Statement in Ambac Assurance Corporation v. Commonwealth of Puerto Rico, et al., No. 17-159-LTS; Assured Guaranty Corp., et al. v. Commonwealth of Puerto Rico, et al., Nos. 17-155-LTS, 17-156-LTS;

\_

 $<sup>^{2}</sup>$  Corresponds to Docket No. 100 of Case No. 17-03567 (LTS).

and Peaje Investments LLC v. Puerto Rico Highways & Transportation Authority, et al., Nos. 17-151-LTS. 17-152-LTS.<sup>3</sup>

- 4. National also appears to respond to any statements made by the Oversight Board or other parties or questions raised by the Court at the Hearing regarding the mediation.
- 5. National also appears to respond to any other statements made or issues raised by the Court or other parties at the Hearing.

WHEREFORE, National respectfully request that the Court take notice of the foregoing.

**RESPECTFULLY SUBMITTED**, in San Juan, Puerto Rico, this 27th day of June, 2017.

**I HEREBY CERTIFY** that on this same date a true and exact copy of this notice was filed with the Clerk of Court using the CM/ECF system, which will notify a copy to counsel of record.

Dated: June 27, 2017

/s/ Eric Pérez-Ochoa Eric Pérez-Ochoa USDC-PR No. 206314

/s/Luis A. Oliver Fraticelli Luis A. Oliver Fraticelli USDC-PR No. 209204

/s/ Alexandra Casellas-Cabrera Alexandra Casellas-Cabrera USDC-PR No. 301010

/s/Lourdes Arroyo- Portela Lourdes Arroyo-Portela USDC-PR No. 226501

ADSUAR MUÑIZ GOYCO SEDA & PÉREZ-OCHOA, PSC, P.S.C.

208 Ponce de León Avenue, Suite 1600 San Juan, Puerto Rico 00936 Telephone: 787.756.9000

Facsimile: 787.756.9010 Email: epo@amgprlaw.com

<sup>&</sup>lt;sup>3</sup> Corresponds to Docket No. 24 of Case No. 17-159-LTS; Docket No. 18 of Case No. 17-155-LTS; Docket No. 27 of Case No. 17-156-LTS; Docket No. 69 of Case No. 17-151-LTS; and Docket No. 62 of Case No. 17-152-LTS.

loliver@amgprlaw.com acasellas@amgprlaw.com larroyo@amgprlaw.com

- and -

Marcia Goldstein (admitted *PHV*)
Jonathan Polkes (admitted *PHV*)
Salvatore A. Romanello (admitted *PHV*)
Gregory Silbert (admitted *PHV*)
Kelly DiBlasi (admitted *PHV*)
Gabriel A. Morgan (admitted *PHV*)

### WEIL, GOTSHAL & MANGES LLP

767 Fifth Avenue New York, New York 10153 Telephone: 212.310.8000 Facsimile: 212.310.8007

Email: marcia.goldstein@weil.com jonathan.polkes@weil.com salvatore.romanello@weil.com gregory.silbert@weil.com kelly.diblasi@weil.com gabriel.morgan@weil.com

Attorneys for National Public Finance Guarantee Corporation